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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Gary R. PASTERNAK et al.

Application Number: 09/591,500

Filed: June 12, 2000

For: GENE FAMILY WITH TRANSFORMATION MODULATING ACTIVITY

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) Group Art Unit: 1645
)
) Examiner: To Be Assigned
)
)
)

**PETITION FOR EXTENSION OF TIME AND
RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

ATTN: BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request a four-month extension of time under 37 C.F.R. §1.136(a) for responding to the Notice to File Missing Parts of Nonprovisional Application mailed August 10, 2000 in the above-identified patent application. The attached check covers the \$695.00 four-month extension of time fee (small entity). Accordingly, the period for response is extended to run until **February 10, 2001**.

In response to the attached U.S. Patent and Trademark Office (PTO) Notice To File Missing Parts of Nonprovisional Application mailed August 10, 2000, Applicants submit herewith the executed Declaration and Power of Attorney for Patent Application, basic filing fee, excess claims fee, and surcharge for late filing for the above-captioned patent application.

05/01/2001 INVENT 00000011 501640 09591500
05 FC:218 695.00 CH

The filing fees are, therefore, calculated as follows:

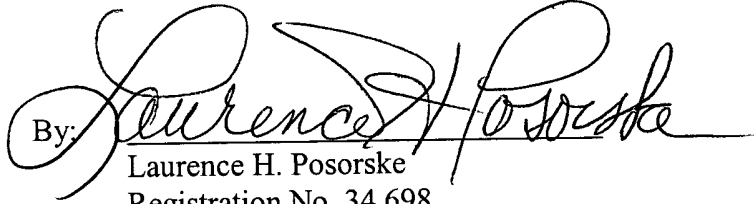
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|------------------------------|---------------|
| Basic Filing Fee | \$ 355.00 |
| Excess independent claim fee | 320.00 |
| Excess dependent claim fee | 99.00 |
| Late Filing Surcharge | 65.00 |
| Four-Month Extension of Time | <u>695.00</u> |

TOTAL AMOUNT ENCLOSED \$1,534.00

A check in the amount of **\$1,534.00** is attached to cover the above-mentioned fees. In the event of any variance between the amount enclosed and the fees determined by the PTO, please charge any such variance to the undersigned's Deposit Account No. 50-1640.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

By: 
Laurence H. Posorske
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February 12, 2001

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